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Attorneys for Defendant
SMITH'S FOOD & DRUG CENTERS, INC.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SHERRIE ATTEBERRY, an individual,

Plaintiff

vs.

SMITH'S FOOD AND DRUG CENTERS,
INC., d/b/a SMITH'S FOOD AND DRUG
CENTER; TYLER TATE, an individual; DOE
INDIVIDUALS I through XX; ROE LEGAL
ENTITIES I through XX, inclusive,

Defendants

Case No. 2:21-cv-01984-CDS-EJY

**STIPULATION FOR DISMISSAL WITH
PREJUDICE**

WHEREAS, all parties and their counsel of record participated in a voluntary private mediation on February 3, 2023, with Nevada Supreme Court Justice Nancy Saitta, Ret. of ARM, acting as the neutral mediator; and

WHEREAS, the mediation resulted in the parties and their counsel agreeing upon a full and final settlement of this case and all claims arising out of the events described in the complaint filed in this matter;

IT IS HEREBY STIPULATED AND AGREED by and between JERRY S. BUSBY ESQ. of the law firm COOPER LEVENSON, P.A., counsel for defendant SMITH'S FOOD & DRUG CENTERS, INC., and BURKE L. HUBER, ESQ. of the VAN LAW FIRM, counsel for plaintiff SHERRIE ATTEBERRY as follows:

1 1. Plaintiff SHERRIE ATTEBERRY'S claims herein against defendant SMITH'S
2 FOOD & DRUG CENTERS, INC. shall be dismissed with prejudice, each party to bear their own
3 attorney's fees and costs; and

4 2. That any pending court appearances and filing deadlines be vacated, and the case be
5 closed.

6 RESPECTFULLY SUBMITTED this 8th day of March, 2023.

7 **VAN LAW FIRM**

COOPER LEVENSON, P.A.

8 /s/ Burke L. Huber
9 Burke L. Huber, Esq.
10 Nevada Bar No. 010902
11 1290 S. Jones Blvd.
12 Las Vegas, Nevada 89146
13 *Attorneys for Plaintiff*

/s/ Jerry S. Busby
Jerry S. Busby, Esq.
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Las Vegas, NV 89102
Attorneys for Defendant
Smith's Food & Drug Centers, Inc.

14 **IT IS SO ORDERED.**

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19 UNITED STATES DISTRICT JUDGE

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DATED: March 8, 2023